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OFFICE OF PETITIONS

In re Application of :
Kleinitz et al. : DECISION ON PETITION
Application No. 09/869,408 :
Filed: October 1, 2001 :
Atty Docket No. DAVI205.004APC:

This is a decision on the PETITION FOR REVIVAL ABANDONED
APPLICATION UNDER 37 CFR 1.137(b) filed June 11, 2007.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to file a reply to the non-final Office action mailed August 17, 2006¹. This Office action set a shortened statutory period for reply of three (3) months, with extensions of time obtainable under § 1.136(a). No reply timely filed and no extension of time obtained, the application became abandoned effective November 18, 2006. A courtesy Notice of Abandonment was sent electronically on April 10, 2007.

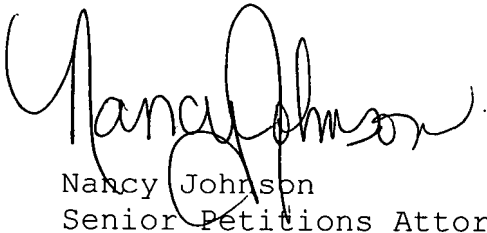
The petition includes the required reply in the form of an amendment, the required statement of unintentional delay and payment of the petition fee. No terminal disclaimer is required.

¹ It is noted that the Office action mailed to the correspondence address of record was returned as undeliverable. Subsequently, March 12, 2007, a revocation of power of attorney and change of correspondence address was filed. The instant petition was filed on behalf of the assignees by the new attorneys of record.

The petition also includes a fee of \$1,020 for extension for response within the third month. The maximum period for extension for response to the Notice ended on February 17, 2007. Thereafter, no extension of time could be obtained. As no extension of time is obtainable, the fee for such extension is being refunded to Deposit Account NO. 11-1410, as authorized.

Technology Center AU 2614 has been advised of this decision. The application is, thereby, forwarded to the examiner for consideration of the reply submitted on petition filed June 11, 2007.

Telephone inquiries specific to this matter should be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson". The signature is fluid and cursive, with the first name "Nancy" written in a larger, more prominent script than the last name "Johnson".

Nancy Johnson
Senior Petitions Attorney
Office of Petitions